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Attorneys for Defendant PLAID INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE PLAID INC. PRIVACY
LITIGATION

Master Docket No.: 4:20-cv-03056-DMR

**STIPULATION AND ORDER (AS MODIFIED)
RE PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

THIS DOCUMENT RELATES TO:
ALL ACTIONS

Hon. Donna M. Ryu
Action Filed: May 4, 2020
Trial Date: None Set

1 Pursuant to Civil Local Rules 7-12 and 6-2, Plaintiffs and Defendant Plaid Inc.
2 (collectively, the “Parties”), by and through their respective counsel of record, hereby stipulate as
3 follows:

4 WHEREAS, as a result of months-long settlement efforts, on June 11, 2021, the Parties
5 reached agreement on certain material settlement terms;

6 WHEREAS on June 16, 2021, the Parties filed a stipulation to stay all non-settlement
7 proceedings in this action until July 29, 2021, pending finalization and execution of a long form
8 settlement agreement (Dkt. 132), which was granted on June 17, 2021 (Dkt. 133);

9 WHEREAS, over the following weeks, the Parties have worked diligently to negotiate the
10 finer points of a comprehensive settlement of this action;

11 WHEREAS, on July 30, 2021, the Parties executed a settlement agreement to resolve the
12 claims in this action on a classwide basis (the “Settlement”);

13 WHEREAS, Plaintiffs intend to file a motion for preliminary approval of the proposed
14 Settlement promptly (within one business day) on receipt of the Court’s order on this stipulation;

15 WHEREAS, the documents Plaintiffs intend to file comprising preliminary approval are
16 attached as Exhibits A – F, with Exhibit A being the Notice of Motion and Motion; Exhibit B
17 being the Memorandum of Points and Authorities in Support of the Motion; Exhibit C being the
18 Declaration of Shawn M. Kennedy, with exhibits; Exhibit D being the Declaration of Steven
19 Weisbrot, with exhibits; Exhibit E being the Declaration of the Honorable Jay C. Gandhi (Ret.);
20 and Exhibit F being the Proposed Order Granting Preliminary Approval of Settlement;

21 WHEREAS, pursuant to Local Rule 7-4(b), Plaintiffs’ memorandum in support of their
22 motion for preliminary settlement approval may not exceed 25 pages unless the Court orders
23 otherwise; and

24 WHEREAS, Interim Class and Co-Lead Plaintiffs’ Counsel have concluded that up to 40
25 pages will be required to fully address the requirements for the propriety of eventual certification
26 of the settlement class and preliminary approval under Federal Rule of Civil Procedure 23 and
27 this District’s Procedural Guidance for Class Action Settlements, and Plaid does not oppose an
28 expansion of the page limits for Plaintiffs’ memorandum in support of their motion for

1 preliminary approval;

2 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between
3 the Parties, through their respective counsel and subject to the Court's approval, that:

4 1. The page limit for the memorandum in support of Plaintiffs' motion for
5 preliminary settlement approval is extended to 40 pages.

6 2. The Plaintiffs are ordered to file the documents attached as Exhibits A-F.

7 3. The Case Management Conference set for August 18, 2021 is taken off calendar,
8 **September 30, 2021 at 1:00 p.m. in**
9 **Oakland, - Videoconference only.**
~~and Plaintiffs' motion for preliminary approval is set for August 26, 2021 at 1:30 p.m.~~

10 Dated: August 5, 2021

Respectfully submitted,

11 HERRERA KENNEDY LLP

12 By: /s/ Shawn M. Kennedy
Shawn M. Kennedy

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Interim Co-Lead Class Counsel

Dated: August 5, 2021

COOLEY LLP

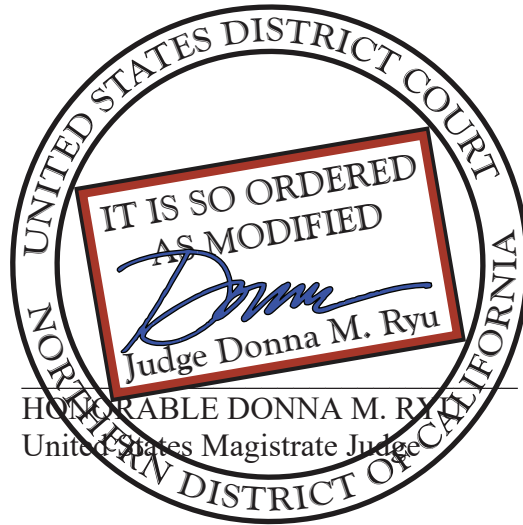
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Attorneys for Defendant Plaid Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED AS MODIFIED.

Dated: August 6, 2021



HONORABLE DONNA M. RYU
United States Magistrate Judge

Filer's Attestation

In accordance with Civil Local Rule 5-1(i)(3), the filer of this document hereby attests that the concurrence to the filing of this document has been obtained from counsel for Defendant Plaid Inc.

Dated: August 5, 2021

/s/ Shawn M. Kennedy

Shawn M. Kennedy

HERRERA KENNEDY LLP